

# SENATE BILL No. 147

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 8-23.

**Synopsis:** Complete streets guidelines. Requires the Indiana department of transportation (INDOT) to do the following: (1) Adopt guidelines for INDOT projects regarding street design that enable safe, comfortable, and convenient access for all users (complete streets guidelines). (2) Include a requirement to comply with complete streets guidelines in INDOT contracts entered into after December 31, 2014. (3) Include complete streets guidelines in INDOT's approved design manual (manual). (4) Report to the general assembly on INDOT's progress in incorporating complete streets guidelines into INDOT's manual and projects.

**Effective:** July 1, 2014.

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January 8, 2014, read first time and referred to Committee on Homeland Security, Transportation, and Veterans Affairs.

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Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## SENATE BILL No. 147

A BILL FOR AN ACT to amend the Indiana Code concerning transportation.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 8-23-5-10 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2014]: **Sec. 10. Not later than July 1, 2015, the department shall**  
4 **include technical guidance for the incorporation of complete streets**  
5 **guidelines adopted under IC 8-23-9-60 in the planning, design,**  
6 **construction, reconstruction, and operation of projects governed**  
7 **by the design manual in the approved design manual of the**  
8 **department.**  
9 SECTION 2. IC 8-23-9-60 IS ADDED TO THE INDIANA CODE  
10 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
11 1, 2014]: **Sec. 60. (a) For purposes of this section, "complete street"**  
12 **means a highway, street, or other roadway that is designed and**  
13 **operated to enable safe, comfortable, and convenient access for all**  
14 **users.**  
15 **(b) This section applies to a contract entered into by the**  
16 **department and a contractor after December 31, 2014, for the**



1 planning, design, construction, reconstruction, or improvement of  
 2 a state highway, street, or other roadway that is under the  
 3 jurisdiction of the department.

4 (c) The department shall include in a contract, including any  
 5 specifications or other documents that are a part of or  
 6 incorporated into a contract, a requirement that the project be  
 7 completed in accordance with the department's complete streets  
 8 guidelines adopted under subsection (d). However, the department  
 9 may exclude a project or part of a project from the requirement if:

10 (1) pedestrian or other nonmotorized usage is prohibited by  
 11 law on the state highway, street, or other roadway that is the  
 12 subject of the project or part of the project;

13 (2) the cost of incorporating complete streets guidelines for  
 14 the project or part of the project is excessively  
 15 disproportionate to the benefits, as determined by the  
 16 department; or

17 (3) there is a demonstrated lack of present or future need for  
 18 complete streets for the project or part of the project.

19 (d) The department shall adopt guidelines to incorporate  
 20 complete streets into the planning, design, construction,  
 21 reconstruction, or improvement of a state highway, street, or other  
 22 roadway that is under the jurisdiction of the department.  
 23 Guidelines adopted under this subsection must take into  
 24 consideration the following:

25 (1) The ages and abilities of all potential users of roadways.

26 (2) The modes of transportation used on roadways.

27 (3) Safety, accessibility, and livability.

28 (e) Not later than November 1, 2015, the department shall  
 29 report in an electronic format under IC 5-14-6 to the general  
 30 assembly the progress made by the department in implementing  
 31 this section and incorporating complete streets guidelines into the  
 32 approved design manual of the department under IC 8-23-5-10.  
 33 This subsection expires December 31, 2015.

34 (f) Beginning November 1, 2015, and not later than November  
 35 1 of each successive year, the department shall report in an  
 36 electronic format under IC 5-14-6 to the general assembly on the  
 37 number, type, and status of complete streets projects undertaken  
 38 by the department. This subsection expires December 31, 2020.

